



SUBMISSION OF PETITION FOR REVIVAL

Docket Number:

3399P047

First named inventor: Michael E. S. Luna

Application No.: 09/838,077

Art Unit: 2155

Filed: April 18, 2001

Examiner: Sheikh, Ayaz R.

Title: Method of Providing a Proxy Server Based Service to a Communications Device on a Network

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 308-6916

Applicant(s) believe(s) that the above-identified application is being regarded by the United States Patent and Trademark Office (USPTO) as abandoned. Accordingly, applicant(s) submit(s) herewith a Petition for Revival of An Application for Patent Abandoned for Failure to Notify the Office of a Foreign or International Filing in accordance with 37 CFR § 1.137(f). The Petition fee required under 37 CFR § 1.17(m) is submitted herewith. An extra copy of the Fee Transmittal is enclosed for deposit account charging purposes.

Applicant(s) respectfully submit(s) that the USPTO has misinterpreted the requirements of 35 U.S.C. § 122, causing the needless filing of the subject Petition, and respectfully requests a refund under 37 CFR § 1.26 for the fees under 37 CFR § 1.17(m) mistakenly required to be paid. The refund can be credited to Deposit Account No. 02-2666. If a refund is not forthcoming, applicant(s) reserve(s) the right to request a refund for the Petition fee based on a subsequent finding by the USPTO or a court of proper jurisdiction that the requirements of 35 U.S.C. § 122 have been misinterpreted.

5/14/03
Date

Signature

Telephone
Number: (408) 720-8300

Jordan M. Becker
Typed or Printed Name

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP
12400 Wilshire Blvd.
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39,602
Registration No.

This correspondence is being sent via express mail (Express Mail No. EV336585302US).

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MAY 20 2003

OFFICE OF PETITIONS



FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) **1,300.00**

Complete if Known

Application Number	09/838,077
Filing Date	April 18, 2001
First Named Inventor	Michael E.S. Luna
Examiner Name	Sheikh, Ayaz R.
Group/Art Unit	2155
Attorney Docket No.	3399P047

METHOD OF PAYMENT (check one)

Check Credit card Money Order Other None

Deposit Account Number **02-2666**

Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments

Charge any additional fee(s) required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1001	750	2001	375	Utility filing fee
1002	330	2002	165	Design filing fee
1003	520	2003	260	Plant filing fee
1004	750	2004	375	Reissue filing fee
1005	160	2005	80	Provisional filing fee
SUBTOTAL (1)		(\$)		

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
<input type="checkbox"/>	20** = <input type="checkbox"/>	X <input type="checkbox"/> = <input type="checkbox"/>	
<input type="checkbox"/>	3 = <input type="checkbox"/>	X <input type="checkbox"/> = <input type="checkbox"/>	
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple Dependent claim, if not paid
1204	84	2204	42	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$)		

**or number previously paid, if greater. For Reissues, see below

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65 Surcharge - late filing fee or oath
1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet.
2053	130	2053	130 Non-English specification
1812	2,520	1812	2,520 For filing a request for ex parte reexamination
1804	920*	1804	920* Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840* Requesting publication of SIR after Examiner action
1251	110	2251	55 Extension for reply within first month
1252	410	2252	205 Extension for reply within second month
1253	930	2253	465 Extension for reply within third month
1254	1,450	2254	725 Extension for reply within fourth month
1255	1,970	2255	985 Extension for reply within fifth month
1404	320	2401	160 Notice of Appeal
1402	320	2402	160 Filing a brief in support of an appeal
1403	280	2403	140 Request for oral hearing
1451	1,510	2451	1,510 Petition to institute a public use proceeding
1452	110	2452	55 Petition to revive - unavoidable
1453	1,300	2453	650 Petition to revive - unintentional
1501	1,300	2501	650 Utility issue fee (or reissue)
1502	470	2502	235 Design issue fee
1503	630	2503	315 Plant issue fee
1460	130	2460	130 Petitions to the Commissioner
1807	50	1807	50 Processing fee under 37 CFR 1.17(q)
1806	180	1806	180 Submission of Information Disclosure Stmt
8021	40	8021	40 Recording each patent assignment per property (times number of properties)
1809	750	1809	375 Filing a submission after final rejection (37 CFR § 1.129(a))
1810	750	2810	375 For each additional invention to be examined (37 CFR § 1.129(b))
1801	750	2801	375 Request for Continued Examination (RCE)
1802	900	1802	900 Request for expedited examination of a design application
Other fee (specify)			
SUBTOTAL (2)		(\$)	

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) **1,300.00**

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Jordan M. Becker	Registration No. (Attorney/Agent)	39,602	Telephone	(408) 720-8300
Signature		Date	05/14/03		

Based on PTO/SB/17 (01-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 05/02/2003.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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MAY 20 2003

OFFICE OF PETITIONS



#7

MAY 14, 2003

Attorney Docket No.: 3399P047

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application for:

Michael E. S. Luna et al.

Serial No.: 09/838,077

Filing Date: April 18, 2001

For: METHOD OF PROVIDING A PROXY
SERVER BASED SERVICE TO A
COMMUNICATIONS DEVICE ON A
NETWORK

Mail Stop PGPUB
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Examiner: Sheikh, Ayaz R.

Art Unit: 2155

"Express Mail" mailing label number EV336585302US
I hereby state that I am causing this paper or fee to be
deposited with the United States Postal Service "Express
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addressed to the Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450 on

May 14, 2003

(Date of Deposit)

Julie Arango

(Printed name)

Julie Arango 5/14/03

(Signature)

(Date)

NOTICE OF FOREIGN FILING

Dear Sirs:

This letter is to notify the U.S.P.T.O. that on April 11, 2002, Applicant filed the above-identified application in another country or under a multilateral agreement that requires publication of applications eighteen months after filing. A Request to Rescind Previous Nonpublication Request under 35 USC 122(b)(2)(B)(ii) was previously filed by Applicant.

Respectfully submitted,
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: 5/14/03
Jordan M. Becker
Reg. No. 39,602**RECEIVED**

MAY 20 2003

OFFICE OF PETITIONS

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Los Angeles, CA 90025-1030
(408) 720-8300